

ROBERT T. HASLAM (Bar No. 71134)
STANLEY YOUNG (Bar. No. 121180)
CHRISTINE SAUNDERS HASKETT (Bar No. 188053)
MICHAEL M. MARKMAN (Bar No. 191388)
AARON S. JACOBS (Bar No. 214953)
NISHITA A. DOSHI (Bar No. 235129)
HELLER EHRMAN LLP
275 Middlefield Road
Menlo Park, CA 94025-3506
Telephone: (650) 324-7000
Facsimile: (650) 324-0638
nishi.doshi@hellerehrman.com

JOHNNY A. KUMAR (*Pro Hac Vice*)
ROBERT M. HANSEN (*Pro Hac Vice*)
HELLER EHRMAN LLP
1717 Rhode Island Avenue, N.W.
Washington, DC 20036
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

Attorneys for Defendants
VISA U.S.A. INC. and
VISA INTERNATIONAL SERVICE ASSOCIATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SAFECLICK, LLC, an Iowa
limited liability company,
Plaintiff,

v.

VISA U.S.A. INC., a Delaware corporation, and
VISA INTERNATIONAL SERVICE
ASSOCIATION, a Delaware Corporation,
Defendants.

Case No.: C03-05865 SBA

**DEFENDANTS' ADMINISTRATIVE
REQUEST TO FILE DOCUMENTS
UNDER SEAL AND ORDER
GRANTING DEFENDANTS'
REQUEST PURSUANT TO CIVIL L.R.
79-5(B)**

Judge: Hon. Sandra B. Armstrong
Dept.: Courtroom 3, 3rd Floor
Date: December 13, 2005
Time: 1:00 p.m.

1 Pursuant to Civil Local Rule 79-5(b), Defendants Visa International Service Association
2 and Visa U.S.A. Inc. (collectively "Visa") hereby request to file certain documents under seal:

- 3 • Pages 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of the Supplemental Brief in Support of Defendants Visa
4 International Service Association and Visa U.S.A. Inc.'s Motion for Summary Judgment of
5 Non-Infringement; ("Visa's Supplemental Brief.");
- 6 • Exhibit A to the Declaration of Nishita A. Doshi in Support of Defendants Visa
7 International Service Association and Visa U.S.A. Inc.'s Supplemental Brief for Summary
8 Judgment of Non-Infringement ("Doshi Decl.");
- 9 • Exhibit F to the Declaration of Nishita A. Doshi in Support of Defendants Visa International
10 Service Association and Visa U.S.A. Inc.'s Supplemental Brief for Summary Judgment of
11 Non-Infringement.

12 Visa's Supplemental Brief cites confidential, technical information from Visa and deposition
13 transcript excerpts from the Declaration of Ms. Doshi, Esq.

14 Doshi Decl., Exhibit A contains confidential excerpts from the Tony D. Lewis Deposition of
15 October 24, 2005. Visa marked this transcript as Confidential - Attorneys' Eyes Only at the
16 deposition. Pursuant to Paragraph 6 of the Stipulated Protective Order of October 4, 2004, this
17 deposition is considered confidential for thirty (30) days.

18 Doshi Decl., Exhibit F contains confidential, technical information regarding Visa's 3-D
19 Secure Protocol specifications. It was produced and labeled as Confidential.

20 These documents are properly filed under seal because Visa has designated them as
21 "Confidential Information," pursuant to Paragraphs 1, 5 and 6 of the Stipulated Protective Order
22 entered in this case by Magistrate Judge Joseph C. Spero on October 4, 2004.

23 Visa submitted "public versions" of Visa's Supplemental Brief and Doshi Decl., Exhibits A
24 and F under seal.


25 Furthermore, the Court finds that the "public versions" of Visa's Supplemental Brief and
26 Doshi Decl., Exhibits A and F properly exclude only that information which is confidential and
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1 protected from disclosure by the Stipulated Protective Order. Accordingly, the Court finds that
2 good cause exists to file:

- 3 • Pages 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 of the Supplemental Brief in Support of Defendants Visa
4 International Service Association and Visa U.S.A. Inc.'s Motion for Summary Judgment of
5 Non-Infringement;
- 6 • Exhibit A to the Declaration of Nishita A. Doshi in Support of Defendants Visa
7 International Service Association and Visa U.S.A. Inc.'s Supplemental Brief for Summary
8 Judgment of Non-Infringement;
- 9 • Exhibit F to the Declaration of Nishita A. Doshi in Support of Defendants Visa International
10 Service Association and Visa U.S.A. Inc.'s Supplemental Brief for Summary Judgment of
11 Non-Infringement;
12 under seal.

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14 IT IS HEREBY ORDERED that the above-listed documents shall be filed under seal.

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16 Dated: February 10, 2006

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19 The Honorable Sandra B. Armstrong
20 United States District Judge
21 For the Northern District of California
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